

**IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF NEW MEXICO**

**STATE OF NEW MEXICO, *ex rel.*
State Engineer**

Plaintiff,

v.

RAMON ARAGON, *et al.*,

Defendants.

69cv07941 JEC-ACE

**RIO CHAMA STREAM SYSTEM
Section 3: Rio Nutrias, Rio Cebolla
Canjilon Creek**

**NEW MEXICO'S MOTION TO JOIN
ADDITIONAL PARTIES DEFENDANT**


COMES NOW plaintiff State of New Mexico, *ex rel.* State Engineer ("State") and respectfully requests the Court to join as additional parties defendant the persons or entities named below and order them to answer the State's Complaint in this action as required in any civil action in the United States District Court or suffer default judgment against them. In support of this motion, the State asserts:

1. The persons listed in Exhibit A attached hereto are diverting and using or may claim the right to divert and use surface or underground waters within the Rio Chama Basin. These waters belong to the public and are subject to appropriation in accordance with the laws of the state. This Court has exclusive jurisdiction of adjudicate all claims to the right to divert, store, or use public waters in the Rio Chama Basin.

2. The persons or entities listed in Exhibit A are in Section 3 of the Rio Chama Basin, and may be diverting and using water associated with the subfile numbers listed, or may otherwise be using and diverting surface or underground waters within Section 3 of the Rio Chama Basin.

DATED: April 30, 2001

Respectfully submitted,


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CERTIFICATE OF SERVICE

I certify that a copy of New Mexico's Motion to Join Additional Parties Defendant was mailed to the following persons on May 2, 2001.


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Santa Cruz, NM 87567

EXHIBIT A

<u>DEFENDANT</u>	<u>SUBFILE NO.</u>	<u>ADDRESS</u>
Justiano Valdez	CHNU-02-0008 CHNU-02-0009	P.O. Box 41, Tierra Amarilla NM 87575
Jose M. Abeyta	CHNU-03-0001	P.O. Box 102, Los Ojos NM 87551
Joseph J. Chacon	CHCB-03-0018	P.O. Box 177, Cebolla NM 87518
Henry E. Lieber	CHCB-07-0002B	435 South Main Ave., Tucson AZ 85701
Patrick Valdez	CHCJ-02-0053	P.O. Box 381, Espanola NM 87532
Belinda M. Valdez	CHCJ-03-0022	P.O. Box 453, Canjilon NM 87515
Vickie Martinez	CHCJ-03-0022	P.O. Box 453, Canjilon NM 87515
Loyda Martinez	CHCJ-03-0022	P.O. Box 453, Canjilon NM 87515
Isabel Martinez	CHCJ-03-0022	P.O. Box 453, Canjilon NM 87515
Jace Valencia	CHCJ-03-0055	c/o Dan Valencia Rt. 5, Box 304, Santa Fe NM 87501
Adrian J. Madrid	CHCJ-03-0064	2412 June N.E., Albuquerque NM 87112
Jean Childers	CHCJ-04-0006A	P.O. Box 453, Canjilon NM 87515
Jamie Martinez	CHCJ-04-0006B	c/o Jake Martinez P.O. Box 453, Canjilon NM 87515
Adriana Martinez	CHCJ-04-0006C	c/o Jake Martinez P.O. Box 453, Canjilon NM 87515
Tommy Alarid	CHCJ-04-0011	General Delivery, Canilon NM 87515
Patricia Alarid	CHCJ-04-0011	General Delivery, Canjilon NM 87515
Eduvigen Martinez	CHCJ-04-0023	P.O. Box 473, Canjilon NM 87515